

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE – I,
TIRUR**

Present:- Smt. Sreeja. J, Judicial First Class Magistrate – I, Tirur

Saturday, the 20th day of December, 2025

C.M.P.No. 5955/2025

in

Crime No. 1143/2025 of Kuttippuram Police Station

Petitioner : Muhammad Musamil V, Aged 20/25,
S/o. Mujeeb, Mannathuparambil (H),
Thavalakkulam, Veliyankode (P.O),
Ponnani Taluk

[Rep. by Adv. Irshad K.K and
Adv. Shahana K.V]

Respondent : State of Kerala, represented by the
Sub Inspector of Police,
Kuttippuram Police Station.
[Rep. by Smt. Meenu.V.S., APP., Tirur]

Order : Allowed.

This petition having been finally heard on 19.12.2025 and the court on 20.12.2025 passed the following :-

ORDER

This is an application filed by the petitioner under section 497 of BNSS so as to get the interim custody of I phone 11, Samsung A14 mobile phone and power bank.

2. The respondent registered the above case against the accused alleging commission of offence punishable u/s. 20(b)(ii)A of NDPS Act.
3. Notice has been given to APP. Report filed seriously opposing the petition.

4. According to the petitioner he is the owner of the above said mobile phones and power bank, which was seized by the Sub Inspector of Police, Kuttippuarm Police Station from the accused in connection with the above crime. Since the mobile phones and powerbank is now in an unattended condition, there is every chance for deterioration, petitioner prayed for release of the mobile phones and powerbank.

5. Heard both sides.

6. It is found that the above mobile phones and powerbank cannot be detained indefinitely. The owner of the mobile phones and powerbank would not suffer because of its remaining unused and it is of no use to keep the seized mobile phones and powerbank at court for a longer period and therefore, the same can be released to the temporary custody of the petitioner. The above mobile phones in the crime was received as PR No.847/2025. Hence the petition is allowed subject to the following conditions.

1. The petitioner shall execute a bond for Rs.1,00,000/- with two solvent sureties each for like sum.
2. The petitioner shall produce photograph of the mobile phones and powerbank along with CD/pendrive and it shall be attested by himself.
3. The petitioner shall not alienate or in any manner encumber the mobile phones and powerbank without the permission of the court and shall kept the same in good condition.
4. Petitioner shall produce the mobile phones and powerbank before this court as and when directed.

(Dictated to Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open court, this the 20th day of December, 2025)

Judicial First Class Magistrate – I,
Tirur